

EXHIBIT D

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

4 In re:

5 NEURONTIN MARKETING, SALES MDL DOCKET NO. 1629
6 PRACTICES, AND PRODUCTS Master File 04-10981
7 LIABILITY LITIGATION Judge Patti B. Saris
8 Magistrate Judge
9 Leo T. Sorokin

10 _____/

11 SUPREME COURT OF THE STATE OF NEW YORK

12 COUNTY OF NEW YORK

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14 IN RE: NEW YORK NEURONTIN Case Management
15 PRODUCTS LIABILITY LITIGATION Index No. 765,000/2006
16 Hon. Marcy S. Friedman

17 _____/

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19
20 The Videotaped Deposition of CHARLES

21 TAYLOR, Ph.D., Taken at 615 East

22 Huron, Ann Arbor, Michigan,

23 Commencing at 9:05 a.m.,

24 Thursday, August 27, 2009,

25 Before Laurel A. Frogner, RMR, CRR, CSR-2495

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<p>1 APPEARANCES: 2 MR. ANDREW FINKELSTEIN and 3 MR. KEITH L. ALTMAN 4 Finkelstein & Partners 5 1279 Route 300 6 P.O. Box 1111 7 Newburgh, New York 12551 8 800.634.1212 9 10 MR. THOMAS M. GREENE (Via Phone) 11 Greene & Hoffman 12 33 Broad Street, 5th Floor 13 Boston, Massachusetts 02109 14 617.261.0040 15 Appearing on behalf of the Plaintiffs. 16 17 MR. JAMES E. HOOPER, JR. 18 Wheeler Trigg O'Donnell LLP 19 1801 California Street 20 Suite 3600 21 Denver, Colorado 80202 22 303.244.1800 23 24 25</p>	<p>1 Ann Arbor, Michigan 2 August 27, 2009 3 About 9:05 a.m. 4 TAYLOR DEPOSITION EXHIBITS NUMBER 1 THROUGH 14, 5 DIAGRAMS 6 WERE MARKED BY THE REPORTER 7 FOR IDENTIFICATION 8 THE VIDEOGRAPHER: My name is Marc 9 Myers of Veritext. Today's date is Thursday, 10 August 27th, 2009. The time is now 9:05:14 a.m. This 11 deposition is being held at 615 East Huron Street, Ann 12 Arbor, Michigan. The caption of the case is In Re: 13 Neurontin Marketing, Sales Practices, and Products 14 Liability Litigation, MDL Docket N: 1629, Master File 15 No. 0410981, Judge Patti B. Saris, Magistrate Judge Leo 16 T. Sorokin. 17 The second case is In Re: New York 18 Neurontin Products Liability Litigation, Index No. 19 765,000/2006, the Honorable Marcy S. Friedman. 20 The name of the witness is Dr. 21 Charles Taylor, and at this time will the attorneys 22 please introduce themselves and will the court 23 reporter, Laurel Frogner, please swear in the witness. 24 MR. FINKELSTEIN: Andrew 25 Finkelstein, Finkelstein & Partners, on behalf of the</p>	
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<p>1 APPEARANCES (Continued): 2 3 MR. RICHARD M. BARNES and 4 MR. MIKE WASICKO (Via phone) 5 Goodell, DeVries, Leech & Dann, LLP 6 One South Street 7 20th Floor 8 Baltimore, Maryland 21202 9 410.783.4000, 10 11 MR. STEVE NAPOLITANO (Via Phone) 12 Skadden, Arps, Slate, Meagher & Flom LLP 13 4 Times Square 14 New York, New York 10036 15 212.735.7829 16 On behalf of Pfizer 17 18 19 20 21 22 23 24 25</p>	<p>1 plaintiffs. 2 MR. ALTMAN: Keith Altman, 3 Finkelstein & Partners, on behalf of Plaintiffs. 4 MR. HOOPER: Jim Hooper for Pfizer. 5 MR. BARNES: Rick Barnes for Pfizer. 6 Would the people on the phone please 7 identify themselves. 8 MR. GREENE: Tom Greene for the 9 class plaintiffs. 10 MR. NAPOLITANO: Steve Napolitano 11 from the Skadden, Arps law firm for Pfizer. 12 MR. WASICKO: Mike Wasicko on behalf 13 of the Pfizer defendants. 14 MR. HOOPER: Is there anyone else on 15 the phone? 16 CHARLES TAYLOR, Ph.D., 17 having first been duly sworn, was examined and 18 testified on his oath as follows: 19 EXAMINATION BY MR. HOOPER: 20 Q. Dr. Taylor, would you please tell the jury 21 your full name and where you live. 22 A. My name is Charles Price Taylor, Jr., and I 23 live in Chelsea, Michigan, about 20 miles from here. 24 Q. Are you serving as an expert witness for 25 Pfizer in this litigation?</p>	

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<p>1 A. Yes, I am.</p> <p>2 TAYLOR DEPOSITION EXHIBIT NUMBER 15, SUPPLEMENTAL</p> <p>3 EXPERT REPORT</p> <p>4 WAS MARKED BY THE REPORTER</p> <p>5 FOR IDENTIFICATION</p> <p>6 BY MR. HOOPER:</p> <p>7 Q. Let me show you what's been marked as Taylor</p> <p>8 Deposition Exhibit 15 and ask you is that a true,</p> <p>9 correct, and complete copy of the expert report you</p> <p>10 filed in this litigation?</p> <p>11 A. Yes, it is.</p> <p>12 TAYLOR DEPOSITION EXHIBIT NUMBER 16, CURRICULUM</p> <p>13 VITAE</p> <p>14 WAS MARKED BY THE REPORTER</p> <p>15 FOR IDENTIFICATION</p> <p>16 BY MR. HOOPER:</p> <p>17 Q. Let me show you what's been marked as Taylor</p> <p>18 Deposition Exhibit 16.</p> <p>19 MR. FINKELSTEIN: Do you have copies</p> <p>20 for me?</p> <p>21 MR. HOOPER: I do.</p> <p>22 BY MR. HOOPER:</p> <p>23 Q. And ask you to confirm that that's a --</p> <p>24 MR. FINKELSTEIN: I'm not going to</p> <p>25 interrupt, just I didn't put down what number is what,</p>	<p>6</p> <p>1 instead?</p> <p>2 MR. FINKELSTEIN: Objection.</p> <p>3 THE WITNESS: I'm appearing by</p> <p>4 videotape today because I have leukemia that's been</p> <p>5 diagnosed for about four years.</p> <p>6 BY MR. HOOPER:</p> <p>7 Q. When exactly were you first diagnosed?</p> <p>8 MR. FINKELSTEIN: Objection.</p> <p>9 THE WITNESS: In September of 2005.</p> <p>10 BY MR. HOOPER:</p> <p>11 Q. Have you had treatment?</p> <p>12 MR. FINKELSTEIN: Objection.</p> <p>13 THE WITNESS: Yes, I have had one</p> <p>14 round of chemotherapy.</p> <p>15 BY MR. HOOPER:</p> <p>16 Q. What is the prognosis and plan at this</p> <p>17 point?</p> <p>18 MR. FINKELSTEIN: Objection.</p> <p>19 THE WITNESS: Well, I will be</p> <p>20 entering chemotherapy again shortly, and I plan to have</p> <p>21 a bone marrow transplant before the end of this year.</p> <p>22 BY MR. HOOPER:</p> <p>23 Q. After your bone marrow transplant, will you</p> <p>24 be restricted in your ability to travel?</p> <p>25 A. Yes, I will --</p>
<p>1 so I just want to keep it in order. I'm sorry.</p> <p>2 MR. HOOPER: We're going to use some</p> <p>3 demonstratives which I also have copies of, but I</p> <p>4 premarked those just to speed this, so this will be 15</p> <p>5 on the report, 16 on the CV.</p> <p>6 MR. ALTMAN: And we went back to 1</p> <p>7 for the purposes of this deposition?</p> <p>8 MR. HOOPER: Yeah.</p> <p>9 MR. ALTMAN: Okay, I want to make</p> <p>10 sure we're not continuing from the others.</p> <p>11 BY MR. HOOPER:</p> <p>12 Q. Dr. Taylor, could you confirm that what's</p> <p>13 marked Exhibit 16 is a true, correct, and complete copy</p> <p>14 of your current curriculum vitae or CV?</p> <p>15 A. Yes, that's correct.</p> <p>16 Q. And for a professional scientist, a CV is</p> <p>17 something like a resume, is that right?</p> <p>18 A. Yes, exactly.</p> <p>19 Q. And does it list all of your experience and</p> <p>20 publications?</p> <p>21 A. Yes, it does.</p> <p>22 Q. Dr. Taylor, until recently did you plan to</p> <p>23 come and testify at trial in person?</p> <p>24 A. Yes, I did.</p> <p>25 Q. Why is it that you're appearing by videotape</p>	<p>7</p> <p>1 MR. FINKELSTEIN: Objection.</p> <p>2 THE WITNESS: -- for some time; how</p> <p>3 long, I don't know.</p> <p>4 BY MR. HOOPER:</p> <p>5 Q. Let him object.</p> <p>6 A. I'm sorry.</p> <p>7 Q. Then give your full answer, okay?</p> <p>8 A. Yeah.</p> <p>9 Q. After your bone marrow transplant, will you</p> <p>10 be restricted in your ability to do things like travel</p> <p>11 and appear at trial?</p> <p>12 MR. FINKELSTEIN: Objection.</p> <p>13 THE WITNESS: Yes, I will for some</p> <p>14 time afterwards.</p> <p>15 BY MR. HOOPER:</p> <p>16 Q. Do you live year-round here in Southern</p> <p>17 Michigan?</p> <p>18 A. Yes, I do.</p> <p>19 Q. Does your family live here with you?</p> <p>20 A. Yes.</p> <p>21 Q. Are you married?</p> <p>22 A. Yes, I am.</p> <p>23 Q. How many years have you been married for?</p> <p>24 A. 32 years.</p> <p>25 Q. Do you and your wife have children?</p>

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